

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Moffatt, William A.; McCoy, Craig W.

2008 AUG 15 PM 4: 29

Assignee:

Title: Apparatus for the Efficient Coating of Substrates

Serial No.: 10/656,840

Filing Date: 09/05/03

Examiner:

Group Art Unit: 1762

Docket No.: 1008-US

Santa Cruz, California
August 11, 2008

COMMISSIONER FOR PATENTS

Mail Stop 16

P.O. Box 1450

Alexandria, VA 22313-1450

REQUEST FOR REFUND

Dear Sir,

Applicant respectfully requests a refund in accord with the attached letter from the Office.

Should there be any question regarding this paper, please contact the undersigned at (831) 462-8270.

Respectfully submitted,

Michael A. Guth
Attorney for Applicant
Reg. No. 45,983





UNITED STATES PATENT AND TRADEMARK OFFICE

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AUG 08 2008

In re Application of
William A. Moffatt et al.
Application No. 10/656,840
Filed: February 6, 2002
Attorney Docket No. 1008-US

DECISION ON PETITION

This is a decision on the petition under the unintentional provisions of 37 CFR 1.137(b), filed April 21, 2008, to revive the above-identified application.

The petition is **GRANTED**.

The application became abandoned for failure to reply in a timely manner to the non-final Office action mailed, September 17, 2007, which set a shortened statutory period for reply of three (3) months. No extensions of time under the provisions of 37 CFR 1.136(a) were obtained. Accordingly, the application became abandoned on December 18, 2007.

The petition satisfies the requirements of 37 CFR 1.137(b) in that petitioner has supplied (1) the reply in the form of an amendment, (2) the petition fee of \$770.00, and (3) a proper statement of unintentional delay.

An extension of time under 37 CFR 1.136 must be filed prior to the expiration of the maximum extendable period for reply. See In re Application of S., 8 USPQ2d 1630, 1631 (Comm'r Pats. 1988). Since the \$525.00 extension of time fee submitted with the petition on April 21, 2008, was subsequent to the maximum extendable period for reply, petitioner may request a refund of this fee by writing to the following address: Mail Stop 16, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450. A copy of this decision should accompany petitioner's request.

Telephone inquiries concerning this decision should be directed to JoAnne Burke at (571) 272-4584.

This application is being referred to Technology Center AU 1792 for appropriate action by the Examiner in the normal course of business on the reply received.



Irvin Dingle
Petitions Examiner
Office of Petitions